

BORA LASKIN LAW LIBRARY



3 1761 10083310 2

INTERNATIONAL TRADE LAW

Professor Graham

Part I

1981-82

Store
K
3945
A58
C37
1980



FACULTY OF LAW LIBRARY
UNIVERSITY OF TORONTO

INTERNATIONAL TRADE LAW

Professor Graham

Part I

1981-82

Faculty of Law

University of Toronto

LAW LIBRARY

JAN 3 1982

FACULTY OF LAW
UNIVERSITY OF TORONTO



INTERNATIONAL BUSINESS
TRANSACTIONS AND ECONOMIC RELATIONS
CASES, NOTES AND MATERIALS

PREPARED

BY

J.-G. Castel, Q.C.
Osgoode Hall Law School
York University, Toronto

W.C. Graham, Q.C.
Fasken & Calvin
Toronto

A.L.C. de Mestral
Faculty of Law
McGill University, Montreal

Third Revised Provisional Edition
June 1980

For student use only during
the academic year 1981-82.
Not for commercial sale.

Institute of Comparative Law
McGill University, Montreal
Osgoode Hall Law School
York University, Toronto
Faculty of Law
University of Toronto

A very faint, light gray watermark-like image of a classical building with four prominent columns is visible in the background.

Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

<https://archive.org/details/internationalbus00cast>

PREFACE

This book contains a broad introduction to the most important public and private law aspects of international business transactions and economic relations. It is designed for Canadian students as it deals specifically with Canadian law and practice. However, to this Canadian perspective is often added a world perspective.

National laws and international agreements and practices are discussed in detail as they reflect underlying policies. Their study should enable students to relate the detailed rules to broader perspectives.

For a country whose political survival and economic well-being depends almost exclusively upon international trade, it is very important to formulate policies and laws that will expand Canada's exports. Yet, very few Canadian lawyers have a good understanding of the major problems and issues in world trade and of the legal techniques that have been devised to deal with them. As a result of this lack of expertise most of the legal aspects of the export business have been handled by custom brokers, insurers or bankers on behalf of their clients. Only at the litigation stage do lawyers come into the picture. It is the authors' opinion that advising clients with respect to international business transactions is an area which can still be expanded at a time where the legal profession is quite encumbered.

On the governmental and international levels, conflicts often arise when the economic policies of the various nations of the world interact in relation to trade practices. Other problems may also result from differences in economic development or from the fact that on the national level, the government may not agree with private business as to the policies that should be adopted to develop the economy. Finally, while the national policies are subject to the paramount control of a law-making body, this is not the case on the international level. Thus, special techniques must be used to secure agreement and compliance. In this complex world of international business it is very important to be well versed in a number of disciplines, such as economics and political science and areas of the law such as commercial law, conflict of laws, international law to name but a few.

Part I of the casebook contains an analysis of the role of the United Nations in the economic field and of GATT. Parts II and III are devoted to the Canadian private and public laws aspects of export and import transactions. Part III deals with the important question of settlement of international trade disputes.

The authors wish to emphasize that international business law is a very complex subject where national and international legislative texts and regulations are innumerable and extremely complicated. The case law should not be overlooked either. In this mass of material an attempt has been made to provide students with the basic documents and leading cases as illustrations only and with the clear understanding that they will endeavour to keep the material up to date as this is a very fast moving field.

Each chapter contains a selected bibliography which should be consulted as often as possible to supplement the materials found in the book.

The editors wish to thank all those who have given their permission to reproduce documents for which they hold the copyright. Finally, it should be noted that this is a provisional limited third edition as the book is needed for our students this Fall. The final edition to be available to the public, should be published on a commercial basis in the Spring of 1981.

Readers familiar with the previous student editions will note that Mr. W.C. Graham, Q.C., of the law firm Fasken and Calvin, Toronto, is one of the co-authors of this third edition. His vast experience in the field of international trade and business has been most valuable in preparing this work.

June 1980

TABLE OF CONTENTS

Preface, i
Table of Contents, iii
Selected Bibliography, ix

PART I INTERNATIONAL ASPECTSChapter I Introduction, I-1Chapter II Multilateral Trade Agreements, II-1

 Selected Bibliography, II-1

 Section I - The Legal Context, II-3

 Section II - New International Economic Order, II-5

 Section III - United Nations Conference on Trade and Development (UNCTAD), II-52

 Section IV - Commodities, II-62

 A. Canadian Policy, II-63

 B. Wheat, II-66

 C. Coffee, II-67

 Section V - United Nations Commission on International Trade Law (UNCITRAL), II-76

Chapter III The General Agreement on Tariffs and Trade (GATT), III-1

 Selected Bibliography, III-1

 Section I - General Introduction, III-4

 A. GATT Information Service, III-4

 B. GATT Activities in 1978, III-15

 C. Government of Canada, Office of the Deputy Prime Minister, Release, III-16

 Section II - The General Agreement in Outline, III-19

 Section III - Dispute Settlement under the GATT, III-74

 A. Agreement of "Framework" Issues, III-74

 B. French Assistance to Exports of Wheat and Wheat Flour, III-81

 C. U.S. Domestic International Sales Corporations, III-94

 Section IV - Multilateral Trade Negotiations, III-109

 A. Notes for Address by Ambassador Warren, Co-ordinator, Multinational Trade Negotiations, III-109

 B. Subsidies and Countervailing Duties Code, III-112

 C.

 (i) Canadian Countervailing Duty Regulations, III-141

 (ii) Co-ordinator, Multinational Trade Negotiations, News Release, III-143

 (iii) "U.S. Trade Stand Threatens to Reduce Canadian R & D", III-145

 D. Agreement on Government Procurement, III-147

- E. Agreement on Implementation of Article VII of the General Agreement on Tariffs and Trade, III-162
- Section V - Textiles, a special problem?, III-172
- Section VI - Regional Arrangements, III-184

Chapter IV Bilateral Agreements, IV-1

- Section I - Introduction, The M.F.N. Standard, IV-1
- Section II - Canada-United States Automotive Agreement, IV-5
 - Selected Bibliography, IV-5
 - A. Background, IV-6
 - B. Agreement, IV-9
 - C. The Autopact as a Prototype, IV-18
 - D. Advantages of the Auto Pact for Canada, IV-19
 - E. Disadvantages, IV-19
- Section III - United States - Imports of Automobile Products, IV-18
- Section IV, IV-23
 - A. Soviet Union, IV-23
 - B. Agreement between Canada and the European Communities, IV-29
- Section V - Trade agreements under Canadian Law - Problems of Implementation, IV-33
 - A. Bibliography, IV-33
 - B. Cases, IV-34

Chapter V Multinational Enterprises: Economic, Political and Legal Considerations, V-1

- Selected Bibliography, V-1
- Section I - Background and Growth, V-2
- Section II - Impact of Multinational Enterprises, V-15
 - A. General, V-15
 - B. Impact on International Relations, V-19
 - C. Impact on Developing Economies, V-25
 - D. Impact on Developed Economies: Canadian Concerns, V-34
- Section III - Prospects for the Future, V-43
 - A. Note, V-43
 - B. United Nations Centre on Transnational Corporations, V-46
 - C. Comparison of Some Codes of Conduct for Multinationals, V-69
 - D. A Code of Worldwide Business Conduct: Caterpillar Tractor Co, V-74
 - E. O.E.C.D. Annex to the Declaration of 21st June, 1976, V-78
 - F. International Labour Organisation, V-85
 - G. The Code of Conduct: Latest Progress, V-94
 - H. U.N. Commission on Transnational Corporations, V-98
- Section IV - Corrupt Practices, V-111
- Section V - Multinational Enterprises and Restrictive Business Practices, V-130

PART II PRIVATE LAW ASPECTSChapter VI International Sale of Goods, VI-1

Selected Bibliography, VI-1

Section I - General, VI-2

Section II - Trade Terms, VI-16

- A. International Chamber of Commerce, Incoterms, 1953, VI-16
- B. Uniform Commercial Code (U.S.), VI-30
- C. Diagram, VI-32

Section III - Contracts

- A. MacMillan Bloedel Ltd.: Contract for the Sale of Lumber, VI-33
- B. United States Steel International, Inc., VI-37
- C. General Conditions for the Supply of Plant and Machinery for Export, VI-42
- D. Standard Purchase Contract Form of V/O "Technopromimport", VI-48

Section IV - Cases, VI-53

- A. CIF Contracts, VI-53
- B. FOB Contracts, VI-85

Section V - Unification of the Law of International Sales, VI-86

Chapter VII Contracts of Affreightment - Marine Insurance, VII-1

Selected Bibliography, VII-1

Section I - Bills of Lading, VII-2

- A. Legislation and International Agreements, VII-2
- B. Sample Bills of Lading, VII-17
- C. Waybills, VII-29
- D. Cases, VII-31

Section II - Marine Insurance, VII-60

- A. Introduction, VII-60
- B. Standard Policy, VII-65
- C. Cases, VII-73

Section III - Future Developments, VII-88

Chapter VIII Financing International Transactions: Bills of Exchange and Letters of Credit, VII-1

Selected Bibliography, VII-1

Section I - Bills of Exchange, VII-2

Section II - Letters of Credit, VIII-19

Chapter IX International Licensing Agreements, IX-1

Selected Bibliography, IX-1

Section I - International Licensing - Introduction, IX-1

Section II - Canada, IX-8

- A. International Context, IX-8
- B. Patents, IX-9
- C. Trademarks, IX-18
- D. Economic Council of Canada, IX-26
- E. Selected Bibliography, IX-28

Section III - United States, IX-30	
Selected Bibliography - United States, IX-35	
Section IV - European Economic Community, IX-37	
A. Treaty of Rome, IX-37	
B. Patents, IX-38	
C. Trade Marks, IX-39	
D. Draft Regulation on Patent Licensing, IX-41	
E. Selected Bibliography, IX-46	
Section V - Transfer of Technology to Developing Countries, IX-48	
A. International Code of Conduct on Transfer of Technology, IX-48	
B. Mexico, IX-50	
C. The Andean Pact, IX-55	
D. Selected Bibliography - Transfer of Technology, IX-58	
Section VI - Sample Licensing Agreement, IX-61	

Chapter X Freight Forwarders, X-1

Bibliography, X-1

- A. Canadian Law Governing the Liability of the Freight Forwarder and its Carriers, X-1
- B. Standard Trading Conditions, X-13

PART III PUBLIC LAW ASPECTS

Chapter XI Export Controls, XI-1

Chapter XII Import Controls, XII-1

Section I - Customs - Tariff Status, XII-1

Section II, XII-39

- A. Customs - Valuation, XII-39
- B. Tariff Classification, XII-45
- C. Customs Act, XII-47
- D. GATT Negotiations: Tokyo Round (1979), XII-56
- E. Cases, XII-69

Section III - Import Licensing, XII-114

- A. Textile and Clothing Board Act, XII-114

B. Dantex Woollen Co. Inc. and Minister of Industry, Trade and Commerce, XII-120

C. Agreement on Import Licensing Procedures GATT Negotiations: Tokyo Round (1979), XII-138

Selected Bibliography, XII-141

Chapter XIII Anti-Dumping XII-1

Selected Bibliography, XIIII-1

Section I, XIIII-2

- A. Background and Legislation, XIIII-2

B. GATT, XIIII-7

C. White Paper on Anti-Dumping, XIIII-16

D. Anti-Dumping Regulations: Regulations Relating to the Imposition of Anti-Dumping Duty, XIII-33

E. Anti-Dumping Tribunal, XIII-34

F. Anti-Dumping Procedures, XIII-43

Section II - Case Law, XIII-44

A. Role of Anti-Dumping Tribunal - Magnasonic Case, XIII-44

B. Role of Anti-Dumping Tribunal - Like Goods, XIII-54

C. Role of the Deputy-Minister of National Revenues (Customs) Like Goods, XIII-64

D. Impact of changing demand for product injury, XIII-80

E. Inquiry Under Section 16 of the Anti-Dumping Act, XII-88

F. Problems of Regional Market, XIII-99

G. State trading: dumping before importation, XIII-106

H. Reaction to Steel Dumping Crisis, XIII-118

Chapter XIV Export Promotion, XIV-1

Selected Bibliography, XIV-1

A. Federal, XIV-1

B. Provincial, XIV-16

Chapter XV Extraterritorial application of Canadian and foreign laws with respect to unfair competition, restraints on trade, and more generally combines and cartels, XV-1

Selected Bibliography, XV-1

Canadian Legislation, XV-2

Introduction, XV-7

Section I - Territorial Scope of the Combines Investigation Act and the Criminal Code provision dealing with conspiracies in restraint of trade, XV-10

A. Substantive questions, XV-10

B. Procedural questions: investigation abroad of matters arising under the Combines Investigation Act, XV-19

Section II - Canada's response to the extraterritorial application of foreign antitrust laws, XV-24

A. Substantive questions, XV-24

B. Canada-U.S. Co-operation, XV-31

C. International Co-operation, XV-36

D. Procedural Co-operation: investigation in Canada of matters arising under foreign antitrust laws, XV-39

PART IV INTERNATIONAL TRADE DISPUTES

Chapter XVI International Commercial Arbitration, XVI-1

Selected Bibliography, XVI-1

Section I - Canada and International Arbitration, XVI-2

Introduction, XVI-2

- A. Private International Law: Enforcement of Foreign Arbitral Awards, XVI-3
 - (i) Statutory Provisions, XVI-3
 - (ii) Common Law, XVI-5
 - (iii) International Conventions, XVI-6
- Section II - Public International Law, XVI-17
 - A. Intergovernmental and Inter-Agency Agreements, XVI-17
 - B. International Conventions of a General Nature, XVI-19
 - C. Investment Disputes, XVI-19
 - (i) Export Development Corporation, XVI-19
 - (ii) International Convention on the Settlement of Investment Disputes, XVI-24
- Section III - Conclusion, XVI-34
 - A. National Arbitration Act, XVI-34
 - B. Limited Jurisdiction of the Federal Court, XVI-36
- Section IV - Foreign Legislation, XVI-77
- Section V - International Legislation, XVI-82
- Section VI - International Organizations of a Public or Private Nature, XVI-114
 - A. UNCITRAL Arbitration Rules 1976, XVI-114
 - B. Bibliography: The UNCITRAL Arbitration Rules, XVI-129
 - C. Rules of Procedure of the Inter-American Commercial Arbitration Commission, XVI-131
 - D. Arbitration Centre at Kuala Lumpur, XVI-144
 - E. International Chamber of Commerce, XVI-148
 - F. American Arbitration Association, XVI-156
 - G. The Arbitration Rules of the London Court of Arbitration, XVI-163
- Section VII - Notes, XVI-178

SELECTED BIBLIOGRAPHYA) Books

1. Legal framework of world trade - international and national regulation -
The General Agreement on Tariffs and Trade - The European Economic Community

References (a) General

Baxter, Export Practice (1964)

Berman, The Law of International Trade (1975)

Chayes, Ehrlich and Lowenfeld, International Legal Process
(2 vols., 1970)

Chill, Arab Boycott of Israel; Economic Aggression and
World Reaction (1976)

Crosswell, International Business Techniques: Legal and Financial
Aspects (1963)

Daniels, et al., International Business: Environments and
Operations (1976)

Delaume, Transnational Contracts (1975)

Ebb, Regulation and Protection of International Business (1964)

Ellis and Metzler (eds.), Readings in the Theory of International
Trade (1949)

Evans, The Kennedy Round in American Trade Policy: The Twilight
of GATT (1971)

Feulner, Congress and the New International Economic Order,
Heritage, 1976

Friedmann (ed.), The Public Corporation: A Comparative Symposium
(Especially Part III. The International Public Corporation) (1954)

Fulda and Schwartz (eds.), Cases and Materials on the Regulation of
International Trade and Investment (1970)

Gosovic, UNCTAD Conflict and Compromise (1972)

Horne, Essentials of Export (1969)

Kahn, Vente commerciale internationale (1961)

Kapoor, Planning for International Business Negotiations (1975)

- Katz and Brewster, The Law of International Transactions and Relations - Cases and Materials (1960)
- Kelso, International Law of Commerce (1961)
- Kindleberger, International Economics (1958 - revised edition)
- Kramer, D'Arlin, Root, International Trade (1959)
- Kravis, Domestic Interests and International Obligations: Safeguards in International Trade Organizations (1974)
- LaFave and Hay, International Trade, Investment and Organization (1967)
- Landau (ed.), Doing Business Abroad (1962)
- Langen, Transnational Commercial Law (1973)
- Loussouarn et Bredin, Droit du commerce international (1969)
- Lowenfeld, Ehrlich, International Economic Law (1975)
- Marsh, World Trade and Investment (1951)
- Metzger, International Law, Trade and Finance, Realities and Prospects (1962)
- Metzger, Law of International Trade, Documents and Readings (1966)
- Metzger, Lowering Non-tariffs Barriers (1974)
- Monroe, International Trade Policy in Transition (1975)
- Muhammad, The Legal Framework of World Trade (1958)
- Peaslee (ed.), International Governmental Organization; Constitutional Documents (1961)
- Proehl, Legal Problems of International Trade (1959)
- Sassoon, C.I.F. and F.O.B. Contracts (1975)
- Schmitthoff, The Export Trade (1975)
- Schmitthoff, The Sources of the Law of International Trade (1964)
- Shaw (ed.), Legal Problems in International Trade and Investment (1962)
- Steiner and Vagts, Transnational Legal Problems (1976)
- Surrey and Shaw (eds.), A Lawyer's Guide to International Business Transactions (1963)

Tinbergen, Reshaping the International Order: A Report to the Club of Rome (1976)

Towle, International Trade and Commercial Policy (2nd edn., 1956)

United Nations, Commission on International Trade Law Yearbook, annual

United Nations, Register of Texts of Conventions and Other Instruments Concerning International Trade Law (1971)

Viner, Dumping: A Problem in International Trade (1966)

Wheeler, International Business and Foreign Trade; Information Sources (1968)

Woytinsky, World Commerce and Government (1955)

(b) Western Europe

Allen, The European Common Market and the G.A.T.T. (1960)

British Institute of International and Comparative Law. Legal problems of the European economic community and the European free trade association. London, Int'l & Comp. Law Quarterly, Supp. Pub. No. 1, 1961.

Bulletin of the European Economic Community, monthly

Campbell, Common Market Law (3 vols. and supp.) (1968-1973)

CCH, Common Market Reporter

Committee for Economic Development. The European Common Market and its meaning to the United States (1959)

Council of Europe, European Yearbook

Federal Bar Association, Proceedings of the 1960 Institute on Legal Aspects of the European Community

Frank, The European Common Market: an Analysis of Commercial Policy (1961)

Hauser and Hauser, A Guide to doing business in the European Common Market: Part I Origins of the European Common Market (1960)

Henderson, The Genesis of the Common Market (1962)

Lister, Europe's Coal and Steel Community (1960)

Robertson, European Institution: Cooperation, Integration and Unification (1958)

Robertson, The Law of International Institutions in Europe (1961)

Slot, Technical and Administrative Obstacles to Trade in the EEC Including A Comparison with Interstate Trade Barriers in U.S.A. (1975)

Valentine, The Court of Justice of the E.C.S.C. (1954)

Wortley (ed.), Law of the Common Market (1974)

(c) Trade regulation

British Institute of International and Comparative Law, Comparative Aspects of Restrictive Trade Practices (1961) London, Int'l & Comp. Law Quarterly, Supp. Pub. No. 2 (1961)

Europa Institute, European Competition Policy (1973)

Friedman (ed.), Anti-trust Laws: A Comparative Symposium (1956)

Fugate, Foreign Commerce and the Anti-trust Laws (1958)

Grey, The Development of the Canadian Anti-Dumping System (1973)

Hugin, Private International Trade Regulatory Arrangements and the Antitrust Laws (1949)

Kronstein, Schwartz, Miller, Modern American anti-trust law; a guide to its domestic and foreign application (1958)

O.E.E.C. (European Productivity Agency) Guide to Legislation on Restrictive Business Practices: Europe and North America: 3 Vols.

2. Exporting from Canada to (a) United States, (b) United Kingdom, (c) European Economic Community - a comparison

References

References, supra, passim

Baxter, Feltham, Export Practice (1964)

Brewster, Law and United States Business in Canada (1960)

Canadian Trade and Tariff Policy for the 1970's (1970)

Dam, The GATT (1970)

- GATT, International Trade News Bulletin (monthly)
- Hudec, GATT Legal System and World Trade Diplomacy (1975)
- Lortie, Economic Integration of the Law of GATT (1975)
- GATT, International Trade News Bulletin (monthly)
- Masson and Whitely, Barriers to Trade Between Canada and the United States (1960)
- Masson and English, Invisible Barriers between Canada and the United States (1963)
- Ontario, Final Report of the Select Committee on Economic and Nationalism (1975)
- Stager, Economic Analysis and Canadian Policy (1973)
- Southworth and Buchanan, Changes in Trade Restrictions between Canada and the United States (1960)
- Stovel, Canada in the World Economy (1959)

3. Export and import contracts - obligations of the parties - standard terms - conflict avoidance

References

- Bugan, When Does Title Pass from Shipper to Consignee and who has Risk of Loss or Damage in Transportation? (1951)
- Delaume, Transnational Contracts (1975)
- Horne, Essentials of Export (1969)
- International Chamber of Commerce, Trade Terms (1953)
- Kerr, Exporters' Encyclopedia (annual)
- Lalive, Transfer of Chattels in the Conflict of Laws (1955)
- Kelso, International Law of Commerce (revised edn. 1961)
- Kennedy, C.I.F. Contracts (1959)
- Kramer, d'Arlin, Root, International Trade (1959)
- Proehl (ed.), Legal Problems of International Trade (1959)

Rosenthal, Techniques of International Trade (1950)

Sassoon, F.O.B. Contracts (1960)

Schmitthoff, The Export Trade (6th edn. 1975)

Zaphiriou, Transfer of Chattels in Private International Law (1956)

4. Carriage of goods - bills of lading - airway bills - insurance - legal relationships involved.

References

Arnould, Marine Insurance and Average (14th edn. 1954)

Astle, Air Carriers' Cargo Liabilities and Immunities (1958)

Bartle, Introduction to Shipping Law (1958)

Bross, Ocean Shipping (1956)

Buglass, General Average and the York/Antwerp Rules, 1950

Carver, Carriage of Goods by Sea (1957)

Chalmers, Marine Insurance Act, 1906 (1956)

Chorley and Giles, Shipping Law (1959)

Dover, The Banker's Guide to Marine Insurance of Goods

Dover, General Average and the York/Antwerp Rules, 1950 including their application to Marine Insurance

Dover, A Handbook to Marine Insurance (5th edn. 1957)

Drion, Limitation of Liabilities in International Air Law (1954)

Eldridge, Marine Policies (3rd edn. 1938)

Grossman, Ocean Freight Rates (1956)

Knauth, The American Law of Ocean Bills of Lading (4th edn. 1953)

Mullins, Marine Insurance Digest (1951)

Payne, Carriage of Goods by Sea (6th edn. 1954)

Poor, American Law of Charter Parties and Ocean Bills of Lading (4th edn. 1954)

Scrutton, Charterparties and Bills of Lading (16th edn. 1955)

Stevens, Shipping Practice (1953)

Tiberg, The Law of Demurrage (1960)

5. Financing and payment - export credit insurance - legal relationships involved.

References

- General works on banking and bills of exchange
- Crump, the ABC of the Foreign Exchanges (1956)
- Davis, The Law Relating to Commercial Letters of Credit (2nd edn. 1954)
- Gutteridge and Megrah, The Law of Banker's Commercial Credits (2nd edn. 1955)
- Henning, International Finance (1958)
- Hugill, Commercial Letters of Credit (1956)
- Mann, The Legal Aspects of Money (2nd edn. 1953)
- Nussbaum, Money in the Law, National and International (1950)
- Robinson, Multinational Banking (1975)
- Shaterian, Export-Import Banking (2nd edn. 1956)
- SYZ, International Development Banks (1974)
- Ward and Harfield, Bank Credits and Acceptances (4th edn. 1958)

6. Direct Investment Abroad and in Canada

References, supra, passim

- Adriaanse, Confiscation in Private International Law (1956)
- Bogman, Expropriation in Private International Law (1975)
- Fatouros, Government Guarantees to Foreign Investors (1962)
- Foreign Direct Investment in Canada (1972) (Gray Report)
- Foreign Ownership and the Structure of Canadian Industry: Report of the Task Force on the Structure of Canadian Industry (1958) (Watkins Report)
- Friedmann, Expropriation in International Law (1953)
- Hayden and Burns, Foreign Investment in Canada: a guide to the law (1974)
- Hughes, A Commentary on the Foreign Investment Review Act (1975)

Federation of British Industries, Taxation in Western Europe
(A Guide for Industrialists) (1961)

Federation of British Industries, Unilateral Relief of Double
Taxation; a Comparision of Law and Practice in Certain European
Countries (1960)

Flanagan, Weber, Bargaining Without Boundaries: The Multinational
Corporation and International Labor Relations, Chicago, 1974

Friedmann and Pugh (eds.), Legal Aspects of Foreign Investment
(1959)

Friedmann and Kalmanoff (eds.), Joint International Business Ventures
(1961)

Hahlo, Smith & Wright, Nationalism and the Multinational
Enterprise (1973)

Levitt, Silent Surrender, The Multinational Corporation in Canada
(1970)

Sauvant, Laviour, Controlling Multinational Enterprises: Problems,
Strategies, Counterstrategies (1976)

Tindall, Multinational Enterprises: Legal & Management Structure
and Interrelationships with Ownership, Control, Antitrust, Labor,
Taxation, and Disclosure (1975)

Wallace, International Regulation of Multinational Corporations (1976)

Watkins and Safarian, The Performance of Foreign Owned Firms in
Canada (1969)

Wilczynski, Multinationals and East-West Relations: Towards
Transideological Colaboration (1976)

Wilson (ed.), Multinational Enterprises - Financial and Monetary
Aspects (1974)

8. Remedies - Resolution of disputes - arbitration - enforcement of claims

References, supra, passim

Cherian, Investment Contracts and Arbitration (1975)

Delaume, Transnational Contracts: Applicable Law and Settlement
of Disputes (1976)

Domke, International Trade Arbitration (1974)

International Chamber of Commerce, Commercial Arbitration and
the Law throughout the World (1958)

- Lillich, and Weston, (eds), International Claims: Their Settlements by Lump Sum Agreements, 2 vols (1976)
- Sanders (ed.), International Commercial Arbitration (1956)
- Schmitthoff, International Commercial Arbitration (1975)
- Sucharitkul, State Immunities and Trading Activities in International Law (1959)

B) Handbooks and Directories

- Handbook of International Trade, Montreal Board of Trade
- Investment, Licensing and Trading Conditions Abroad,
Business International Corporation
- International Trade Reporter, Bureau of National Affairs
(Washington, D.C.)
- Martindale-Hubell Law Directory, Vol. V, part IV: Foreign
Law Digests

C) Periodicals

- American Journal of International Law
- American Journal of Comparative Law
- Columbia Journal of Transnational Law
- International and Comparative Law Quarterly
- International Lawyer
- International Trade, Law and Practice
- Journal of Business Law
- Journal of International Law and Economics
- Journal of Maritime Law and Commerce
- Journal of World Trade Law
- Law and Policy in International Business
- Vanderbilt Journal of Transnational Law.

